

# SENATE JOURNAL

*Fifty-fourth Legislature—Regular Session*

---

AUSTIN, TEXAS, TUESDAY, JANUARY 11, 1955

---

## PROCEEDINGS

### FIRST DAY

(Tuesday, January 11, 1955)

In accordance with the Constitution and Laws of the State of Texas, the Senate of the Fifty-fourth Legislature met in the Senate Chamber of the State Capitol on Tuesday, the eleventh day of January, 1955, at 12:00 m. o'clock noon.

The Honorable Ben Ramsey, Lieutenant-Governor and President of the Senate, called the Senate to order.

On invitation of the President the Reverend Charles A. Sumners, Rector of St. David's Episcopal Church of Austin, Texas, delivered the invocation.

### Temporary Officers

The President announced the appointment of the following temporary officers of the Senate:

Secretary, Loyce M. Bell.  
Journal Clerk, Minnie Meier.  
Sergeant-at-Arms, John Dorman.  
Doorkeeper, Charles Jones.  
Calendar Clerk, Martha Turner.

### Roll Call of Senators

The President directed the Reading Clerk to call the roll of Senators who were Members of the Fifty-third Legislature and who continue in office as members of the Fifty-fourth Legislature.

The roll was called and the following Senators answered to their names:

Hon. Neveille H. Colson to represent the Fifth Senatorial District composed of Grimes, Houston, Leon, Liberty, Madison, Montgomery, Polk, San Jacinto, Trinity, and Walker counties.

Hon. Kilmer B. Corbin to represent the Twenty-eighth Senatorial District composed of Andrews, Coch-

ran, Crosby, Dawson, Gaines, Hockley, Lubbock, Lynn, Martin, Terry and Yoakum counties.

Hon. Jep S. Fuller, to represent the Fourth Senatorial District composed of Jefferson and Orange counties.

Hon. Abraham Kazen, Jr., to represent the Twenty-first Senatorial District composed of Brooks, Dimmit, Duval, Jim Hogg, Jim Wells, La Salle, Maverick, Starr, Webb, and Zapata counties.

Hon. Rogers Kelley to represent the Twenty-seventh Senatorial District composed of Cameron and Hidalgo counties.

Hon. O. E. Latimer to represent the Twenty-sixth Senatorial District composed of Bexar County.

Hon. Warren McDonald to represent the Seventh Senatorial District composed of Camp, Henderson, Kaufman, Smith, Upshur, Van Zandt, and Wood counties.

Hon. George Moffett to represent the Twenty-third Senatorial District composed of Archer, Baylor, Cottle, Foard, Haskell, Hardeman, King, Knox, Throckmorton, Wichita, Wilbarger, and Young counties.

Hon. Johnnie B. Rogers to represent the Fourteenth Senatorial District composed of Bastrop, Travis, and Williamson counties.

Hon. Jarrard Secrest to represent the Thirteenth Senatorial District composed of Bell, McLennan, and Milam counties.

Hon. William H. Shireman to represent the Twentieth Senatorial District composed of Kenedy, Kleberg, Nueces and Willacy counties.

Hon. Gus J. Strauss to represent the Fifteenth Senatorial District composed of Austin, Colorado, Fayette,

Lavaca, Lee, Waller, and Wharton counties.

Hon. Wayne W. Wagonseller to represent the Twenty-second Senatorial District composed of Callahan, Clay, Denton, Eastland, Jack, Montague, Palo Pinto, Parker, Stephens, and Wise counties.

Hon. Doyle Willis to represent the Tenth Senatorial District composed of Tarrant County.

#### Absent—Excused

Hon. Grady Hazlewood to represent the Thirty-first Senatorial District composed of Carson, Dallam, Gray, Hansford, Hartley, Hemphill, Hutchinson, Lipscomb, Moore, Ochiltree, Oldham, Potter, Randall, Roberts, Sherman, and Wheeler counties.

#### Roll Call of Senators-elect

The President directed the Reading Clerk to call the roll of the Senators-elect. The credentials of election had previously been received from the Secretary of State.

The roll was called and the following Senators-elect answered to their names:

Hon. A. M. Aikin, Jr., to represent the First Senatorial District composed of Bowie, Cass, Delta, Franklin, Hopkins, Lamar, Marion, Morris, Red River, and Titus counties.

Hon. Carlos Ashley, to represent the Sixteenth Senatorial District composed of Bandera, Brown, Burnet, Concho, Gillespie, Kerr, Kimble, Kinney, Lampasas, Llano, McCulloch, Mason, Menard, Mills, Real, San Saba, Uvalde, and Zavala counties.

Hon. Searcy Bracewell, to represent the Sixth Senatorial District composed of Harris County.

Hon. William S. Fly, to represent the Eighteenth Senatorial District composed of Aransas, Bee, Calhoun, De Witt, Goliad, Jackson, Karnes, Live Oak, McMullen, Refugio, San Patricio, and Victoria counties.

Hon. Dorsey B. Hardeman, to represent the Twenty-fifth Senatorial District composed of Brewster, Coke, Coleman, Crane, Crockett, Edwards, Glasscock, Irion, Jeff Davis, Pecos, Presidio, Reagan, Runnels, Schleicher, Sterling, Sutton, Terrell, Tom Green, Upton, and Val Verde counties.

Hon. Wardlow Lane, to represent the Second Senatorial District composed of Gregg, Harrison, Panola, Rusk, and Shelby counties.

Hon. Ottis E. Lock, to represent the Third Senatorial District composed of Angelina, Cherokee, Hardin, Jasper, Nacogdoches, Newton, Sabine, San Augustine, and Tyler counties.

Hon. Crawford C. Martin, to represent the Twelfth Senatorial District composed of Bosque, Comanche, Coryell, Ellis, Erath, Hamilton, Hill, Hood, Johnson, and Somervell counties.

Hon. William T. Moore, to represent the Eleventh Senatorial District composed of Anderson, Brazos, Burleson, Falls, Freestone, Limestone, Navarro, Robertson, and Washington counties.

Hon. Frank Owen III, to represent the Twenty-ninth Senatorial District composed of Culberson, Ector, El Paso, Hudspeth, Loving, Midland, Reeves, Ward, and Winkler counties.

Hon. George Parkhouse, to represent the Eighth Senatorial District composed of Dallas County.

Hon. Jimmy Phillips, to represent the Seventeenth Senatorial District composed of Brazoria, Chambers, Fort Bend, Galveston, and Matagorda counties.

Hon. David W. Ratliff, to represent the Twenty-fourth Senatorial District composed of Borden, Dickens, Fisher, Garza, Howard, Jones, Kent, Mitchell, Nolan, Scurry, Shackelford, Stonewall, and Taylor counties.

Hon. Ray Roberts, to represent the Ninth Senatorial District composed of Collin, Cooke, Fannin, Grayson, Hunt, Rains, and Rockwall counties.

Hon. Andy J. Rogers, to represent the Thirtieth Senatorial District composed of Armstrong, Bailey, Briscoe, Castro, Childress, Collingsworth, Deaf Smith, Donley, Floyd, Hale, Hall, Lamb, Motley, Parmer, and Swisher counties.

Hon. R. A. Weinert, to represent the Nineteenth Senatorial District composed of Atascosa, Blanco, Caldwell, Comal, Frio, Gonzales, Guadalupe, Hays, Kendall, Medina, and Wilson counties.

### Oath of Office Administered to Senators-elect

The President requested all Senators-elect to stand and he then administered the Constitutional Oath of Office to all the Senators-elect.

### Quorum Present

The President announced a quorum of the Senate present.

### Leave of Absence

Senator Hazlewood was granted leave of absence for today on account of illness on motion of Senator Ashley.

### Election of President Pro Tempore

The President announced the election of the President pro tempore for the Regular Session of the Fifty-fourth Legislature as the next order of business.

Senator Ashley nominated the Honorable Crawford C. Martin of Hill County to be President pro tempore.

Senators Moffett, Bracewell, Aikin, Lock, Hardeman, Rogers of Travis, Parkhouse, Secrest, Shireman, McDonald and Phillips seconded the nomination of Senator Martin for President pro tempore for the Regular Session.

Senators Rogers of Travis, Secrest, and Strauss were appointed as tellers to take up and cast the ballots.

The ballots were taken up and counted and the result was announced as follows:

Senator Martin received 29 votes with 1 present not voting.

The President declared that the Honorable Crawford C. Martin had been duly elected President pro tempore of the Senate for the Regular Session of the Fifty-fourth Legislature and Senators Ashley, Moffett and Roberts were appointed to escort Senator Martin to the President's rostrum.

Senator Martin was then administered the Constitutional Oath of Office as President pro tempore by the President and then introduced to the Senate.

Senator Martin addressed the Senate briefly, expressing appreciation for the honor of serving as President pro tempore.

### Senate Resolution 1

(Caucus Report)

Senator Weinert offered the following resolution:

At a caucus held in the office of the Senate attended by members of the Senate, the following recommendations were made, to-wit:

The following officers were elected to serve for the 54th Legislature, and at the salaries set opposite their names:

Secretary of the Senate, Mrs. Loyce Bell, \$450.00 per month.

Assistant Secretary of the Senate, which shall be appointed by the Secretary of the Senate, \$12.00 per day.

Journal Clerk, Mrs. Minnie Meier, \$13.00 per day.

Sergeant-at-Arms, for the duration of the Regular Session, John Dorman, \$14.50 per day.

Doorkeeper, Charles R. Jones, \$11.00.

Chaplain, Rev. W. H. Townsend, \$9.00.

Calendar Clerk, Mrs. Martha Turner, \$12.00.

Engrossment and Enrolling Clerk, Miss Essie McGinnis, \$17.00.

Postmistress, Mrs. Lola Lawrence, \$12.00.

Mailing Clerk, Mrs. John Draper, \$12.00.

Parliamentarian, named by the Lieutenant Governor, Dan Moody, Jr., \$14.50.

It is recommended that the Lieutenant Governor and the Secretary of the Senate each be permitted to name one secretary, the secretary of the Lieutenant Governor to receive \$14.00 per day and the secretary of the Secretary of the Senate to receive \$12.00 per day. The salaries of other employees of the Senate may be supplemented at the discretion of the Contingent Expense Committee.

It is further recommended that each Senator shall be permitted to employ a secretary and other office help at a maximum payroll of \$32.00 per day for each such Senator's secretary and employees with the maxi-

mum pay of \$12.00 per day for any such secretary or other office employee. The names of such employees shall be referred to an assignment committee hereinafter provided for and such committee shall be authorized to select employees from such list. Salaries of other employees, unless otherwise fixed by the Senator, shall be \$10.00 per day.

It is further recommended that the Lieutenant Governor be authorized to name a committee of five, such committee shall be designated as an Assignment Committee for the purpose of assigning employees as herein authorized and the committee be authorized to select sufficient additional employees to be assigned by it when and where needed.

It is further recommended that the employees and the porters who were selected to prepare the Senate Chamber in advance of the meeting be allowed pay for their services.

It is further recommended that the several appointments of employees heretofore made by the Lieutenant Governor and announced in the Senate and considered by the caucus are confirmed.

The salaries of the day and night elevator operators shall be \$6.00 per day each, and the salaries of the porters shall be \$5.00 per day each, except the head porter whose salary shall be \$10.00 per day and the porter carrying the mail shall receive \$5.00 per day, and the salaries of the pages shall be \$4.50 per day, and the salaries of the messengers shall be \$4.50 per day.

The Lieutenant Governor is requested to recommend that the Southwestern Telephone Company employ Miss Mary Jacobs to attend to the duties of the telephone operator of the Senate, and a night operator be named by the assignment committee, out of the employees whose names are filed with said committee.

The Lieutenant Governor, Senators and the Secretary of the Senate are hereby fully authorized and empowered to use any assistant Sergeant-at-Arms and all other necessary employees for any and all services needed in and about the Senate.

It is further recommended that no employee of the Senate, shall, during the time he or she is employed, furnish

to any person, firm or corporation any information other than general information furnished the public pertaining to the Senate, and they shall not receive any compensation from any person, firm or corporation during their employment by the Senate, and any employee found guilty of violating this provision shall be immediately discharged.

All employees, except those responsible directly to the Lieutenant Governor, Members of the Senate, Secretary of the Senate, committee, or to the head of a department, shall report for duty at eight o'clock a.m., and one o'clock p.m., each day to the Sergeant-at-Arms of the Senate, except part-time employees, who shall report at the place and time directed by the Sergeant-at-Arms, and none of such employees shall be paid for the days they are absent from the Senate, unless excused by the Sergeant-at-Arms.

It is further recommended that the Lieutenant Governor, each Senator and the Secretary of the Senate, be allowed the stationery and postage needed by them, respectively, and expenses incurred in transmitting and receiving telephone and telegraph messages and express charges as may be actually necessary in the discharge of their official duties, said expenses to be paid out of the contingent fund.

It is further recommended that 1700 journals be printed, all of which shall be prorated among the Senators and Lieutenant Governor, except that 175 journals shall be furnished the Members of the House.

It is further recommended that the State Library be furnished 75 copies of the daily journals and 75 copies of the bound journals of the Regular Session of the 54th Legislature.

It is further recommended that the Senate request the State Comptroller of Public Accounts, to issue general revenue warrants for pay of the Members and employees of the Senate upon presentation of the payroll account signed by the Presiding Officer and the Secretary of the Senate.

It is further recommended that each Senator, the Lieutenant Governor, the Secretary of the Senate, and Librarian be permitted to subscribe for 4 newspapers to be paid for out of the contingent fund.

The elected officers of the Senate may select, subject to the approval of the Contingent Expense Committee, employees to fill such key positions as may be authorized by said committee.

It is further recommended that the President of the Senate has exclusive appointment of a sufficient number of custodians, messengers, pages, elevator operators, porters and other employees as in his judgment may be necessary.

It is further recommended that the Chairman of the Finance Committee shall have authority to employ such additional employees of his own selection as may be needed by said committee, said employees to receive the same compensation paid similar positions as herein fixed, who shall discharge the duties of the Finance Committee.

It is further recommended that the private rooms allotted to the Senators by the method as adopted by the caucus be assigned to Senators and their successors unless otherwise directed by the Senate.

It is further recommended that each Senator, as quickly as possible, file with the Secretary of the Senate the name of his private secretary selected; that he also file with the Chairman of the Assignment Committee aforesaid the names of the employees selected, together with his or her post office address.

Be it further resolved, that no employee of the Senate except those whose official duties require them to work upon the floor of the Senate, shall have access to the floor unless that employee shall have been requested by a Senator, the Lieutenant Governor, or the Secretary of the Senate to come on the floor for some official duty, which, when performed, he will immediately leave the floor of the Senate. The Sergeant-at-Arms is specifically ordered to see that this provision is carried out.

Only those who have the privileges of the floor during the sessions of the Senate shall be permitted on the Senate floor for a period of thirty minutes prior to the time the Senate convenes. The Sergeant-at-Arms is instructed to enforce this rule and to permit only those having the privileges of the floor to enter or remain on the Senate floor during such thirty-minute period.

On motion of Senator Weinert the reading of the resolution was dispensed with, and the resolution was adopted.

### Senate Resolution 2

Senator Weinert offered the following resolution:

Resolved, that the permanent rules of the Senate of the 53rd Legislature as adopted by the Senate on January 21, 1953, and as published in the Manual of the 53rd Legislature, be adopted as the permanent rules of the Senate of the 54th Legislature.

The resolution was read and was adopted by the following vote:

Yeas—30

Aikin	Moore
Ashley	Owen
Bracewell	Parkhouse
Colson	Phillips
Corbin	Ratliff
Fly	Roberts
Fuller	Rogers
Hardeman	of Childress
Kazen	Rogers of Travis
Kelley	Secrest
Lane	Shireman
Latimer	Strauss
Lock	Wagon seller
Martin	Weinert
McDonald	Willis
Moffett	

### Absent—Excused

Hazlewood

### Senate Concurrent Resolution 1

Senator Aikin offered the following resolution:

S. C. R. No. 1, Providing for Joint Session and committee to canvass election returns and for the inauguration of the Governor and Lieutenant Governor.

Be it resolved by the Senate of the State of Texas, the House of Representatives concurring, That a joint committee composed of five members of the Senate and five members of the House shall be appointed by the Lieutenant Governor and Speaker, respectively, to arrange for the canvass of the votes cast for Governor and Lieutenant Governor at the general election held on the first Tuesday in November, 1954, and that a joint session of the Senate and House be held in the Hall of the House of Representatives on Monday, January 17, 1955, for the purpose of count-

ing said votes and receiving the report, and hearing the declaration of the results of the canvass. Be it further

Resolved, That a joint committee composed of five members of the Senate and five members of the House of Representatives also be appointed by the presiding officers of the respective houses to arrange for the inauguration of the Governor-elect and Lieutenant Governor-elect as determined by the canvass of the votes.

The resolution was read.

On motion of Senator Aikin and by unanimous consent the resolution was considered immediately and was adopted.

Accordingly, the President announced the appointment of the following committee:

Senators Aikin, chairman, Lock, Phillips, Martin and Bracewell.

#### Senate Concurrent Resolution 2

Senator Aikin offered the following resolution:

S. C. R. No. 2, Providing for Joint Session to hear the message of Governor Allan Shivers.

Be It Resolved by the Senate of the State of Texas, the House of Representatives concurring, that the Senate and House meet in joint session in the House of Representatives at 11:30 a. m., January 12, 1955; and be it further

Resolved, That his excellency, Allan Shivers, Governor of the State of Texas, be, and he is hereby invited to address the Regular Session of the Fifty-fourth Legislature in joint session.

The resolution was read.

On motion of Senator Aikin, the resolution was considered immediately and was adopted.

#### Senate Resolution 3

Senator Hardeman offered the following resolution.

Resolved by the Senate of the State of Texas:

That the Senate General Investigating Committee heretofore created and appointed pursuant to Senate Resolution No. 50, adopted by the Senate of the 53rd Legislature of the State of Texas, and now engaged in an in-

vestigation of alleged irregularities in the administration of the Veterans Land Board of the State of Texas be, and the same is hereby, continued for the purpose of completing such investigation and making its report, but in no event beyond February 15, 1955.

The resolution was read and was adopted.

#### Committee to Notify Governor

Senator Aikin submitted the following motion in writing:

Mr. President: I move that the President appoint a committee of five Members to notify the Governor that the Senate is organized and ready for business.

The motion was read and was unanimously adopted.

Accordingly, the President announced the appointment of the following committee to notify the Governor that the Senate is duly organized and ready for the transaction of business: Senators Aikin, Weinert, Ratliff, Lane and Bracewell.

#### Committee to Notify House

Senator Aikin submitted the following motion in writing:

Mr. President: I move that the President appoint a committee of five members to notify the House that the Senate is organized and ready for business.

The motion was read and was unanimously adopted.

Accordingly, the President announced the appointment of the following committee to notify the House of Representatives that the Senate is duly organized and ready for the transaction of business: Senators Owen, Fly, Roberts, Moffett and Kazen.

#### Oath of Office Administered to Officers of the Senate

At the request of the President, the newly elected officers of the Senate named in the Caucus Report, were called to the Bar of the Senate. The President then administered the Constitutional Oath of Office to the officers.

**At Ease**

The President at 12:52 o'clock p. m. announced that the Senate would stand at ease until 1:00 o'clock p. m.

**In Legislative Session**

The President called the Senate to order as in Legislative Session at 12:55 o'clock p. m.

**House Notified**

The committee to notify the House that the Senate is organized and ready to transact business, appeared at the Bar of the Senate, and Senator Owen, for the committee, notified the President and the Senate that the

committee had performed the duty assigned it.

**Governor Notified**

The committee to notify the Governor that the Senate is organized and ready to transact business appeared at the Bar of the Senate, and Senator Lane for the committee, notified the President and the Senate that the committee had performed the duty assigned it.

**Adjournment**

On motion of Senator Hardeman the Senate at 1:00 o'clock p. m. adjourned until 10:00 o'clock a. m. tomorrow.

## In Memory of The Honorable Harley Sadler

Senator Hardeman offered the following resolution:

(Senate Resolution 4)

Whereas, Honorable Harley Sadler, a former distinguished member of the Legislature ceased his earthly labors and was called to his reward on October 14, 1954; and

Whereas, He was born in Arkansas in 1892 and moved with his family to Jones County, Texas, in 1905. At the age of 16 years he ran away from home to travel with a carnival until he decided to enter Reynolds Military Academy at Albany, Texas, where he remained for a brief period. Shortly thereafter he returned to his "first love," namely, the show business, and for some time thereafter worked with various stock companies operating in the southwest; and

Whereas, After playing on a showboat on the Mississippi River, he formed a partnership with Glen Brunk and during 1919 they performed as a comedy team. From 1920 to 1947 Senator Sadler operated his own show company and often had several troupes on the road at the same time. It was during this time that he became famous as he portrayed the lovable character "Toby," with his lovely wife, Billie, playing the opposite lead; and

Whereas, In 1923 he produced "In the Shadow of Fort Concho," an historical extravaganza for the West Texas Chamber of Commerce, then in convention at San Angelo, Texas, which presentation was attended by more than 12,000 people. It is profoundly noteworthy that during his theatrical career he and his charming wife made many benefit appearances and never failed to visit public and private hospitals and institutions, staging performances for the benefit and entertainment of the patients therein. It was their especial delight to play for the children and patients of the State Tuberculosis Sanatorium at Carlsbad, Texas; and

Whereas, With the advent of World War II, and as its restrictive requirements on entertainment became necessary in the war effort, Senator and Mrs. Sadler withdrew from the show business and became interested in oil activity. The call of public service still beckoned and Harley Sadler entered politics in 1942 being elected to the House of Representatives from the 117th Legislative District, which included his hometown of Sweetwater. Following a period in the House from that District, he removed to Abilene and was elected to the House from Taylor County serving one term. He thereupon, in 1952, was elected to the Senate, to which office he was renominated in 1954 without opposition, but passed away shortly before the general election of that year; and

Whereas, He was a most lovable and charitable individual who loved his fellow man and ever sought to make wholesome contributions to his enjoyment. He never forgot his duty as a citizen and often publicly acknowledged his debt to Texas as he "shared her prosperity and her depression" as he described it; and

Whereas, It is the desire of the Senate of Texas, the House of Representatives concurring, to recognize the character of this distinguished Texan, who was ever a friend to the great and the small and whose many deeds of charity and whose kindnesses to others were unlimited and to do honor to him and express their sympathy to his surviving widow; now, therefore, be it

Resolved, By the Senate of the State of Texas, that a page in the Journal be set aside in memory of Harley Sadler, and that when the Senate adjourns today it do so in his honor; that copies of this resolution be sent to his surviving wife, Mrs. Billie Sadler of Abilene, Texas, his brother, Mr. F. W. Sadler, Dexter, New Mexico, and his sister, Mrs. W. A. Holt, of Haskell, Texas.

HARDEMAN  
MARTIN  
LANE  
ASHLEY  
WEINERT  
AIKIN  
HAZLEWOOD  
LOCK  
LATIMER  
ROGERS of Travis  
RATLIFF

Signed—Ben Ramsey, Lieutenant Governor; Bracewell, Colson, Corbin, Fly, Fuller, Kazen, Kelley, McDonald, Moffett, Moore, Owen, Parkhouse, Phillips, Rogers of Childress, Roberts, Secret, Shireman, Strauss, Wagonseller, Willis.

The resolution was read.

On motion of Senator Parkhouse, the names of the Lieutenant Governor and all the Senators were added to the resolution as signers thereof.

The resolution was then adopted by a rising vote of the Senate.